

1 STEVEN BENITO RUSSO
Chief of Enforcement
2 JULIA BILAUER
Senior Commission Counsel
3 FAIR POLITICAL PRACTICES COMMISSION
428 J Street, Suite 620
4 Sacramento, CA 95814
Telephone: (916) 322-5660
5 Attorneys for Complainant
6
7

8 BEFORE THE FAIR POLITICAL PRACTICES COMMISSION
9 STATE OF CALIFORNIA
10

11 In the Matter of)	FPPC No.: 00/163
)	
12)	
13 LINDA DAVIS and LINDA DAVIS FOR)	STIPULATION, DECISION and
STATE ASSEMBLY,)	ORDER
)	
14)	
15 Respondents.)	
)	
16)	
)	

17
18 Complainant, Mark Krausse, Executive Director of the Fair Political Practices Commission, and
19 Respondents Linda Davis and Linda Davis for State Assembly hereby agree that this stipulation will be
20 submitted for consideration by the Fair Political Practices Commission at its next regularly scheduled
21 meeting.

22 The parties agree to enter into this stipulation to resolve all factual and legal issues raised by this
23 matter and to reach a final disposition without the necessity of holding an administrative hearing to
24 determine the liability of Respondents.

25 Respondents understand, and hereby knowingly and voluntarily waive, any and all procedural
26 rights set forth in sections 83115.5, 11503, and 11523 of the Government Code, and in section 18361 of
27 title 2 of the California Code of Regulations. This includes, but is not limited to, the right to personally
28 appear at any administrative hearing held in this matter, to be represented by an attorney at

1 Respondents' own expense, to confront and cross-examine all witnesses testifying at the hearing, to
2 subpoena witnesses to testify at the hearing, to have an impartial administrative law judge preside over
3 the hearing as a hearing officer, and to have the matter judicially reviewed.

4 It is further stipulated and agreed that Respondents Linda Davis and Linda Davis for State
5 Assembly violated the Political Reform Act by failing to maintain detailed accounts, records, bills, and
6 receipts that are necessary to prepare campaign statements, in violation of section 84104 of the
7 Government Code (one count), as described in Exhibit 1. Exhibit 1 is attached hereto and incorporated
8 by reference as though fully set forth herein. Exhibit 1 is a true and accurate summary of the facts in
9 this matter.

10 Respondents agree to the issuance of the decision and order, which is attached hereto.
11 Respondents also agree to the Commission imposing upon them an administrative penalty in the amount
12 of One Thousand Dollars (\$1,000). A cashier's check from Respondents, in said amount, made payable
13 to the, "General Fund of the State of California," is submitted with this stipulation as full payment of the
14 administrative penalty and shall be held by the State of California until the Commission issues its
15 decision and order regarding this matter. The parties agree that in the event the Commission refuses to
16 accept this stipulation, it shall become null and void, and within fifteen (15) business days after the
17 Commission meeting at which the stipulation is rejected, all payments tendered by Respondents in
18 connection with this stipulation shall be reimbursed to Respondents. Respondents further stipulate and
19 agree that in the event the Commission rejects the stipulation and a full evidentiary hearing before the
20 Commission becomes necessary, neither any member of the Commission, nor the Executive Director,
21 shall be disqualified because of prior consideration of this stipulation.

22
23 Dated: _____

Mark Krausse, Executive Director
Fair Political Practices Commission

24
25
26 Dated: _____

Linda Davis, individually and on behalf of
Linda Davis for State Assembly, Respondents

1 **DECISION AND ORDER**

2 The foregoing stipulation of the parties “In the Matter of Linda Davis and Linda Davis for State
3 Assembly, FPPC No. 00/163,” including all attached exhibits, is hereby accepted as the final decision
4 and order of the Fair Political Practices Commission, effective upon execution below by the Chairman.
5

6 IT IS SO ORDERED.
7
8

9 Dated: _____

Liane M. Randolph, Chairman
Fair Political Practices Commission